UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

--X

STONCOR GROUP, INC., et al.,   :

                                      :   **ORDER**

           Plaintiffs,   16 Civ. 4574 (LAK) (GWG)

                                        :

      -v.-

                                        :

PEERLESS INSURANCE COMPANY,   :

                                        :

          Defendant.   :

--X

GABRIEL W. GORENSTEIN, United States Magistrate Judge:

      In accordance with the provisions of 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73, a United States Magistrate Judge is available to rule on dispositive motions in this case. If the parties consent to the Magistrate Judge ruling on a particular motion, no objection to the ruling would be permitted under Fed. R. Civ. P. 72 (b)(2). Instead, the ruling would be treated as any other ruling in the case and would be reviewable to the extent the ruling would have been reviewable had it been made by a District Judge.
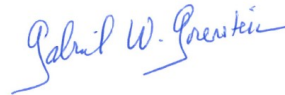
      Exercise of jurisdiction by a Magistrate Judge to make a ruling on a dispositive motion is permitted only if all parties voluntarily consent. To determine whether the parties wish to voluntarily consent to the Magistrate Judge's disposition of the motion to dismiss and/or strike (Docket ## 108, 111), defense counsel is directed to send to counsel for plaintiff on or before March 2, 2021, a copy of the attached consent form bearing either (1) a signature indicating consent to the Magistrate Judge ruling on the motion or motions identified on the form, or (2) a notation that the defendant does not consent.

      On or before March 9, 2021, plaintiff's counsel is directed to file a letter either (1) stating that all parties have signed the form and attaching that form or (2) stating that all parties have not consented. If any party has not consented, the letter shall not inform the clerk which of the parties have not consented but shall merely state that there has not been consent by all parties.

      This Order is not intended to interfere with the parties' right to have a trial and/or any other dispositive proceedings before a United States District Judge. The parties are free to withhold their consent without adverse substantive consequences. If any party withholds consent, the identity of the parties consenting or withholding consent shall not be communicated to any Magistrate Judge or District Judge to whom the case has been assigned.

SO ORDERED

DATED: New York, New York
            February 16, 2021

_____
GABRIEL W. GORENSTEIN
United States Magistrate Judge

AO 85A (Rev. 02/17) Notice, Consent, and Reference of a Dispositive Motion to a Magistrate Judge

UNITED STATES DISTRICT COURT
for the

Southern District of New York

STONCOR GROUP, INC., et al.,	)	
Plaintiff	)	
v.	)	Civil Action No. 16 Civ. 4574 (LAK) (GWG)
PEERLESS INSURANCE COMPANY,	)	
Defendant	)	

NOTICE, CONSENT, AND REFERENCE OF A DISPOSITIVE MOTION TO A MAGISTRATE JUDGE

Notice of a magistrate judge's availability. A United States magistrate judge of this court is available to conduct all proceedings and enter a final order dispositive of each motion. A magistrate judge may exercise this authority only if all parties voluntarily consent.

You may consent to have motions referred to a magistrate judge, or you may withhold your consent without adverse substantive consequences. The name of any party withholding consent will not be revealed to any judge who may otherwise be involved with your case.

Consent to a magistrate judge's consideration of a dispositive motion. The following parties consent to have a United States magistrate judge conduct any and all proceedings and enter a final order as to each motion identified below *(identify each motion by document number and title)*.

Motions: motion to dismiss and/or strike (Docket ## 108, 111)

Printed names of parties and attorneys	*Signatures of parties or attorneys*	*Dates*
Stoncor Group, Inc./Jessica L. Gross, Michael B. Sena		
Peerless Insurance Company/Marshall T. Potashner, David R. Shyer		

Reference Order

IT IS ORDERED: The motions are referred to a United States magistrate judge to conduct all proceedings and enter a final order on the motions identified above in accordance with 28 U.S.C. § 636(c).

Date: _____

_____
District Judge's signature

Lewis A. Kaplan, United States District Judge
Printed name and title

Note: Return this form to the clerk of court only if you are consenting to the exercise of jurisdiction by a United States magistrate judge. Do not return this form to a judge.